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BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
STATE OF CALIFORNIA

In the Matter of:

ERIC J. PERRODIN, COMMITTEE TO
ELECT ERIC PERRODIN and
THOMAS BARCLAY,

Respondents.

FPPC No.: 01/175

STIPULATION, DECISION, and
ORDER

Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and Respondents Eric J. Perrodin, the Committee To Elect Eric Perrodin and Thomas Barclay, hereby agree that this stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this matter and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondents.

Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural rights set forth in sections 83115.5, 11503 and 11523 of the Government Code, and in section 18361 of title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be

1 represented by an attorney at Respondents' own expense, to confront and cross-examine all
2 witnesses testifying at the hearing, to subpoena witnesses to testify at the hearing, to have an
3 impartial administrative law judge preside over the hearing as a hearing officer, and to have the
4 matter judicially reviewed.

5 It is further stipulated and agreed that Respondents Eric J. Perrodin, the Committee To
6 Elect Eric Perrodin and Thomas Barclay, violated the Political Reform Act by failing to timely
7 file a pre-election campaign statement, in violation of sections 84200.5 and 84200.8 of the
8 Government Code (one count), by failing to file a late contribution report, in violation of section
9 84203 of the Government Code (one count), and by failing to timely file a semi-annual campaign
10 statement, in violation of section 84200, subdivision (a) of the Government Code (one count), as
11 described in Exhibit 1. Exhibit 1 is attached hereto and incorporated by reference as though fully
12 set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

13 Respondents agree to the issuance of the decision and order, which is attached hereto.
14 Respondents also agree to the Commission imposing upon them an administrative penalty in the
15 amount of Eleven Thousand Dollars (\$11,000). A cashier's check from Respondents in that
16 amount, made payable to the "General Fund of the State of California," is submitted with this
17 stipulation as full payment of the administrative penalty, to be held by the State of California
18 until the Commission issues its decision and order regarding this matter. The parties agree that
19 in the event the Commission refuses to accept this stipulation, it shall become null and void, and
20 within fifteen (15) business days after the Commission meeting at which the stipulation is
21 rejected, all payments tendered by Respondents in connection with this stipulation shall be
22 reimbursed to Respondents. Respondents further stipulate and agree that in the event the
23 Commission rejects the stipulation, and a full evidentiary hearing before the Commission

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1 becomes necessary, neither any member of the Commission, nor the Executive Director, shall be
2 disqualified because of prior consideration of this stipulation.

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4 Dated:

7/16/04

Mark Krausse

Mark Krausse, Executive Director
Fair Political Practices Commission

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7 Dated:

6-7-04

Eric Perrodin

Eric Perrodin, Respondent, individually and on
behalf of Respondent Committee to Elect Eric
Perrodin

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10 Dated:

6-7-2004

Thomas Barclay

Thomas Barclay, Respondent

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14 **DECISION AND ORDER**

15 The foregoing stipulation of the parties "In the Matter of Eric J. Perrodin, Committee To
16 Elect Eric Perrodin and Thomas Barclay, FPPC No. 01/175," including all attached exhibits, is
17 hereby accepted as the final decision and order of the Fair Political Practices Commission,
18 effective upon execution below by the Chairman.

19 IT IS SO ORDERED.

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21 Dated:

Liane M. Randolph
Liane M. Randolph, Chairman
Fair Political Practices Commission